

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, MARCH 29, 1994
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 11:13 a.m. Mayor Golding recessed the regular meeting at 11:17 a.m. to convene the Special Joint Council Meeting with the Redevelopment Agency. Mayor Golding reconvened the regular meeting at 11:20 a.m. with all Council members present. The meeting was recessed by Mayor Golding at 12:09 p.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor Golding at 2:11 p.m. with all members present. Mayor Golding recessed the meeting at 2:35 p.m. Mayor Golding reconvened the meeting at 2:40 p.m. with all members present. Mayor Golding adjourned the meeting at 5:32 p.m. to meet in Closed Session in the 12th floor Conference Room to continue discussion on Meet and Confer issues.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
 - (1) Council Member Mathis-present
 - (2) Council Member Roberts-present
 - (3) Council Member Kehoe-present
 - (4) Council Member Stevens-present
 - (5) Council Member Warden-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Vargas-present
- Clerk-Abdelnour (mc/rb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Roberts-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

PUBLIC COMMENT:

None.

COUNCIL COMMENT:

None.

ITEM-330:

SUBJECT: The City Council will consider adoption of a proposal to amend THE PROGRESS GUIDE AND GENERAL PLAN of the City of San Diego.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1247) ADOPTED AS RESOLUTION R-283628

Approving the amendment to the Progress Guide and General Plan for the City of San Diego.

SUPPORTING INFORMATION:

The proposed Omnibus General Plan Amendment would adopt the following actions that have previously been approved by the City Council. All required environmental documents have been certified by the City Council. 1. The Centre City Community Plan adopted April 28, 1992 by Resolution R-279876 (repealing the Centre City Community Plan adopted May 12, 1976, as amended, and

adopting the comprehensively updated 1992 Centre City Community Plan). Environmental Impact Report (EIR) EIR-900010898, certified by Resolution R-279875.

2. The Kearny Mesa Community Plan adopted as amended, and the Serra Mesa Community Plan amended October 6, 1992 by Resolution R-280821, reflecting the separation of Kearny Mesa from Serra Mesa, land use re-designations and street reclassifications. EIR DEP-87-0626 and Supplemental EIR-91-0844 certified by Resolution R-280820.

3. The Balboa Park Central Mesa Precise Plan adopted October 20, 1992 by Resolution R-280920, to guide development within the Central Mesa area of Balboa Park. Supplemental EIR DEP-91-0686 certified by Resolution R-280919.

4. The Miramar Ranch North Community Plan amended January 12, 1993 by Resolution R-281337, approving the switch for the locations of the park and school sites. EIRs DEP-92-0387 and DEP-92-0399 certified by Resolution R-281342 and The Miramar Ranch North Community Plan amended February 23, 1993 by Resolution R-281519, to reclassify Scripps North Parkway. Addendum DEP-92-0399 to Supplemental EIR-87-1087 and EIR-87-1088 certified by Resolution R-281520.

5. The San Ysidro Community Plan amended March 30, 1993 by Resolution R-281711, for the Dixon project to re-designate 1.07 acres from Low Medium density residential to Commercial and the Baja-Mex project to expand the area permitting money exchange businesses and Mexican insurance sales offices. EIR DEP-92-0289 (Addendum to EIR-89-1115) certified by Resolution R-281710.

6. The Balboa Park East Mesa Precise Plan adopted as amended April 13, 1993 by Resolution R-281752, to guide development in the East Mesa area of Balboa Park. EIR DEP-92-0138 (Addendum to EQD-84-0595) certified by Resolution R-281751.

7. The Otay Mesa Community Plan amended July 27, 1993, by Resolution R-282408, to re-designate and subdivide a 178.7-acre site from low and low-medium density residential use and open space to industrial and open space, and the elimination of the eastern extension of Palm Avenue. EIR DEP-88-1144 certified by Resolution R-282406. The Centre City Community Plan Element of the Omnibus General Plan Amendment is located in the Coastal Zone; therefore, the City Council's decision requires amending the City's Local Coastal Program. As a result, the final decision on this element of the Omnibus General Plan Amendment will be with the California Coastal Commission. The City of San Diego must submit this as an amendment for certification to the

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Tuesday, March 29, 1994**

Page 4

Coastal Commission.

FILE LOCATION: LAND - Progress Guide and General
Plan

COUNCIL ACTION: (Tape location: A039-069.)

Hearing began at 11:16 a.m. and halted at 11:17 a.m.

CONSENT MOTION BY VARGAS TO ADOPT THE RESOLUTIONS AND
INTRODUCE THE ORDINANCES FOR ITEMS 330, 331, 333, 334, 335,
AND 336. Second by Stevens. Passed by the following vote:
Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea
(Warden's vote for Item 330: "ineligible" for the Miramar
Ranch North Community Plan and "yea" on all other Community
and Precise Plans), Stallings-yea, McCarty-yea, Vargas-yea,
Mayor Golding-yea.

ITEM-331:

SUBJECT: Matter of a request to Re-zone the property at 2469
Broadway from GH-3000 to GH-CC. The subject property
is described as Lots 7 & 8 of Block 5 of the Breed &
Chase Subdivision in the City and County of San Diego
according to the Map thereof Book 14, Page 641.
(RZ-93-0549. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution and introduce the ordinances:

Subitem-A: (R-94-1367) ADOPTED AS RESOLUTION R-283629

Adoption of a Resolution certifying that the
information contained in Environmental Negative
Declaration DEP-93-0549 has been completed in
compliance with the California Environmental Quality
Act of 1970 and State guidelines, and that the
declaration has been reviewed and considered by the
Council pursuant to California Public Resources Code
Section 21081.

Subitem-B: (O-94-87) INTRODUCED, TO BE ADOPTED APRIL
11, 1994

Introduction of an Ordinance to change the zone for a
property in the Golden Hill Planned District from

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Tuesday, March 29, 1994**

Page 5

GH-3000 to GH-CC.

Subitem-C: (O-94-88) INTRODUCED, TO BE ADOPTED APRIL
11, 1994

Introduction of an Ordinance to change the boundary map
for the Golden Hill Planned District.

SUPPORTING INFORMATION:

The proposed project is a request for a re-zone from GH-3000 to GH-CC for the property located at 2469 Broadway in the Greater Golden Hill Community Planning Area. The existing zone allows medium density multifamily residential development and the proposed zone allows community oriented commercial development. Both are zones of the Golden Hill Planned District. While the subject property is not a designated historic site, it is located within the Golden Hill Historic District.

CITY MANAGER SUPPORTING INFORMATION:

The requested Planned District Ordinance Amendment is to adopt a new boundary map that will incorporate a zoning change in the Golden Hill Planned District. The new map will incorporate a request by Barbara Fisher to re-zone her property from GH-3000 to GH-CC.

FILE LOCATION: Subitem A: LAND - Golden Hill
Planned District; Subitems B & C:
NONE

COUNCIL ACTION: (Tape location: A039-069.)

Hearing began at 11:16 a.m. and halted at 11:17 a.m.

CONSENT MOTION BY VARGAS TO ADOPT THE RESOLUTIONS AND INTRODUCE THE ORDINANCES FOR ITEMS 330, 331, 333, 334, 335, AND 336. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea (Warden's vote for Item 330: "ineligible" for the Miramar Ranch North Community Plan and "yea" on all other Community and Precise Plans), Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-332:

SUBJECT: Matter of the Pacific Beach Community Plan and Local

Coastal Program Land Use Plan Update, and the Pacific
Beach Public Facilities Financing Plan.

(Pacific Beach Community Plan. Districts-2 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions and introduce the ordinances:

Subitem-A: (R-94-1363 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-283639

Adoption of a Resolution certifying that the
information contained in Environmental Impact Report
DEP-92-0199 has been completed in compliance with the
California Environmental Quality Act of 1970 and State
guidelines, and that the report has been reviewed and
considered by the Council and adopting appropriate
findings and statement of overriding considerations
pursuant to California Public Resources Code Section
21081.

Subitem-B: (O-94-85) INTRODUCED AS AMENDED, TO BE
ADOPTED APRIL 11, 1994

Introduction of an Ordinance re-zoning various
properties in accordance with the draft community
plan.

Subitem-C: (O-94-86) INTRODUCED, TO BE ADOPTED
APRIL 11, 1994

Introduction of an Ordinance adopting the categorical
exclusion ordinance for those proposed areas as shown
on the Categorical Exclusion Map and Zone Map Drawing
No. C-859.

Subitem-D: (R-94-1364 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-283640

Adoption of a Resolution rescinding the 1983 Pacific
Beach Community Plan and Local Coastal Program Land Use
Plan and adopting the February 1994 Draft Community
Plan and Local Coastal Program Land Use Plan as its
replacement, and adopting the associated amendments to
the Progress Guide and General Plan, and the Local
Coastal Program.

Subitem-E: (R-94-1365) ADOPTED AS RESOLUTION R-283641

Adoption of a Resolution adopting the Pacific Beach
Public Facilities Financing Plan dated February 1994.

Subitem-F: (R-94-1366) ADOPTED AS RESOLUTION R-283642

Adoption of a Resolution rescinding the existing
development impact fees for the Pacific Beach
Community, and establishing new development impact fees
for all property within the Pacific Beach Community as
set forth in the February 1994 Public Facilities
Financing Plan.

SUPPORTING INFORMATION:

The Pacific Beach Community Plan and Local Coastal Program Land
Use Plan(LCP) Update is a comprehensive revision of the 1983
Pacific Beach Community Plan and LCP. Actions associated with the
Plan Update include the following:

1. Consideration of the updated Pacific Beach Community
Plan and LCP, which is a policy document to guide future
land uses and public facility decisions in the community;
2. Consideration of the Pacific Beach Public Facilities
Financing Plan (PFFP), which describes the public facilities
needed for the community as it develops in accordance with
the community plan. The PFFP also identifies the
Development Impact Fees that would be required of new
development to help fund the projected facility needs;
3. Certification of the Environmental Impact Report
EIR-92-0199; 4. Consideration of the Statement of
Overriding Considerations with required findings which
acknowledge public benefits as a result of the adoption of
the community plan that override the significant
environmental impacts associated with the EIR;
5. Consideration of the following re-zones (see map on file
in the City Planning Department): a. Kate Sessions Park from
the residential (R1-10,000) zone to the open space park
(OS-P) zone; b. The industrial area northeast of Balboa
Avenue and East Mission Bay Drive from the manufacturing
(M-1) zone to the manufacturing - small industry (M-SI)
zone; c. Portions of the East Mission Bay Drive commercial
area from the residential (R-400) manufacturing (M-1),
commercial (C) and area shopping center (CA) zones to the
commercial (C-1) zone; d. The Mission Boulevard commercial
area generally north of Emerald Street from the commercial
office (CO) zone to the residential visitor (RV) zone and

the area south of Diamond Street from the commercial (C) zone to the visitor commercial (CV) zone; and e. Proposal by the Pacific Beach Community Planning Committee to re-zone both sides of Felspar Street between Mission Boulevard and Cass Street, the half-blocks of the north side of Felspar Street between Cass Street and Gresham Street and between Lamont Street and Pendleton Street, as well as the corner parcels at the northeast intersection of Moorland and Riviera Drive, from the residential (R-3000) zone to the higher density residential (R-1500) zone.

6. Categorical Exclusion from the Coastal Development Permit requirements for those areas of Pacific Beach within the Coastal Zone outside of the Coastal Commission appealable area and the Sensitive Coastal Resource Overlay Zone.

FILE LOCATION: LAND-Pacific Beach Community Plan and
Local Coastal Program Land Use Plan

COUNCIL ACTION: (Tape location: A112-B186; C006-288.)

Hearing began at 11:21 a.m. and recessed at 12:08 p.m.

Testimony in opposition by Joanne Pearson, Al Strohlein, Catherine Strohlein, and Walt Tice. Testimony in favor by Jim Magot, Mark Sullivan, Vernon Taylor, Judy Atkins and Jim Dawe.

Trailed to afternoon session.

Hearing resumed at 2:11 p.m. and halted at 2:34 p.m.

MOTION BY ROBERTS TO ADOPT STAFF RECOMMENDATION REGARDING THE RE-ONINGS. WITH RESPECT TO PARK LA JOLLA, RECOMMEND LEAVING IT ALONE. DO NOT DOWN ZONE OR UP ZONE IT. PERTAINING TO THE QUESTION OF PACIFIC BEACH DRIVE AND THE LONG STANDING CONCERN IN THAT COMMUNITY WITH RESPECT TO EXTENDING AND MAKING IT A COLLECTOR STREET OR THOROUGHFARE, MR. DAWE MADE A REQUEST THAT WOULD MODIFY THE PLAN SO THAT WE CAN, AT A LATER DATE, CONSIDER WHETHER THAT BRIDGE, SHOULD IT BE BUILT, BE ABLE TO BE USED FOR INTERNAL TRAFFIC RELATIVE TO THE CAMPLAND PROPERTY. RECOMMEND INCLUDING MR. DAWE'S LANGUAGE AS AMENDED AS PART OF THE PLAN TO SPECIFY THAT IT IS FOR EMERGENCY VEHICLES, BIKES, PEDESTRIANS, AND FOR INTERNAL CIRCULATION FOR THE CAMPLAND PROJECT ONLY. ALSO, THERE IS AN ISSUE RELATED TO CAMPLAND THAT SHOWS SEVERAL DIFFERENT BOUNDARIES, ONE IN THE PLAN AND ANOTHER ON THE MAP. CAMPLAND IN ITS ENTIRETY SHOULD BE IN THE MISSION

BAY PLAN NOT IN THE PACIFIC BEACH PLAN. RECOMMENDATIONS SHOWN IN THE MAP PUTS IT IN THE MISSION BAY PLAN WHICH IS APPROPRIATE. WOULD LIKE TO SEE THE BOUNDARY CLEARED UP AND THOSE REFERENCES THERETO REVISED THAT ARE ALL PART OF THE MASTER DOCUMENT. REGARDING THE RE-ZONING OF RESIDENTIAL AREAS, WOULD PROPOSE THAT EVERYTHING WEST OF LAMONT STREET SHOULD GO TO R-1500 WHICH IS REFLECTIVE OF WHAT IS THERE; EVERYTHING EAST, CAN GO TO R-3000. THIS WOULD RESULT IN A MAXIMUM INCREASE IN NEW UNITS IN PACIFIC BEACH. ADOPT AS AMENDED THE E.I.R. AND STATEMENT OF OVERRIDING CONSIDERATIONS AS RECOMMENDED BY STAFF. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

MOTION BY ROBERTS TO INCLUDE THE CATEGORICAL EXEMPTION. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-nay, Stevens-not present, Warden-yea, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-nay.

ITEM-333:

SUBJECT: Determination of average vacancy rate for residential rental units.

(City-wide.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1382) ADOPTED AS RESOLUTION R-283630

Determining that the City-wide average vacancy rate for residential rental units exceeded five percent in calendar year 1993.

SUPPORTING INFORMATION:

The determination is required by the sections of the Municipal Code that regulate companion units, or "granny flats," (Sec. 101.0512) and condominium conversions (Sec. 101.0990 et. seq.). If the vacancy rate is determined to be above five percent, the City will not accept applications for companion units for one year. Additionally, certain financial and procedural requirements for the conversion of

apartments to condominiums will be suspended for one year.
The vacancy rate has exceeded five percent since 1987.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A039-069.)

Hearing began at 11:16 a.m. and halted at 11:17 a.m.

CONSENT MOTION BY VARGAS TO ADOPT THE RESOLUTIONS AND
INTRODUCE THE ORDINANCES FOR ITEMS 330, 331, 333, 334, 335
AND 336. Second by Stevens. Passed by the following vote:
Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea
(Warden's vote for Item 330: "ineligible" for the Miramar
Ranch North Community Plan and "yea" on all other Community
and Precise Plans), Stallings-yea, McCarty-yea, Vargas-yea,
Mayor Golding-yea.

ITEM-334:

SUBJECT: Three actions related to Skyline Park Cost
Reimbursement District No. 4074.

(Skyline Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance and adopt the resolutions:

Subitem-A: (O-93-108) INTRODUCED, TO BE ADOPTED
APRIL 11, 1994

Introduction of an Ordinance waiving provisions of San
Diego Municipal Code Section 62.0208 pertaining to the
Skyline Park Cost Reimbursement District.

Subitem-B: (R-93-1094) ADOPTED AS RESOLUTION R-283631

Establishing the Skyline Park Cost Reimbursement
District, pursuant to San Diego Municipal Code Section
62.0208(a); Setting 20 years as the limiting period
when assessed costs are due and payable; Approving Plat
No. 4074 (CR-22-1), identifying all parcels within the
area;

Approving a description of the public improvements,
estimated cost of the improvements, excess costs, and

apportionment as part of Document No. CR-22-1;
Declaring that this resolution represents a lawful lien
enacted against each parcel.

Subitem-C: (R-93-1095) ADOPTED AS RESOLUTION R-283632

Authorizing the City Auditor and Comptroller to
establish the Skyline Park Cost Reimbursement Fund
(Fund No. 72018), to be authorized to maintain interest
in the fund and to make appropriate deposits when liens
are paid; Authorizing the expenditure of not to exceed
\$30,000 from Annual Allocation-Assessment Districts
CIP-48-002.0, for the purpose of paying for City staff
costs during the district formation process and
monitoring period.

CITY MANAGER SUPPORTING INFORMATION:

In May 1989, Council declared the subdivision agreement entered into with the owner of the Skyline Park development to be in default and directed the City Manager to complete the unfinished public facilities required under the agreement. In accordance with this Council direction, the Engineering and Development Department incorporated the abandoned work into a scheduled capital improvement project to widen and reconstruct Skyline Drive. Subsequent Council action in October of 1991 authorized the City Manager to proceed with the formation of a City-initiated cost reimbursement district to recover all eligible costs associated with the completion of the abandoned public improvements. A total of \$813,445 has been expended for construction and incidentals related to these improvements. Of this amount, \$430,921 has been determined to be the responsibility of benefitting properties within the boundaries of the district. Payment would be required if the property is developed within twenty years from the date that Council approves formation of the cost reimbursement district. Section 62.0208 of the San Diego Municipal Code authorizes the cost reimbursement district process and outlines the procedure for establishing a reimbursement district. One of the provisions of the Ordinance prevents formation of a cost reimbursement district if the public improvements subject to reimbursement are substantially complete. Waiving certain language contained in the Ordinance would allow public improvements within the proposed Skyline Park Cost Reimbursement District that were constructed with the City's Skyline Drive project to be reimbursed pursuant to Section 62.0208 of the San Diego Municipal Code.

Aud. Cert. 9300612.

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Tuesday, March 29, 1994**

Page 12

FILE LOCATION: STRT CR-22

COUNCIL ACTION: (Tape location: A039-069.)

Hearing began at 11:16 a.m. and halted at 11:17 a.m.

CONSENT MOTION BY VARGAS TO ADOPT THE RESOLUTIONS AND INTRODUCE THE ORDINANCES FOR ITEMS 330, 331, 333, 334, 335 AND 336. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea (Warden's vote for Item 330: "ineligible" for the Miramar Ranch North Community Plan and "yea" on all other Community and Precise Plans), Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-335:

SUBJECT: Crosby Street Improvements.

(See City Manager Report CMR-94-65. Barrio Logan/Harbor 101 Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1331) ADOPTED AS RESOLUTION R-283633

Authorizing the termination of Cooperative Agreement No. 2952 with the Redevelopment Agency for implementation of the Crosby Street Public Improvement Project; Accepting the transfer of the TRANSNET, federal and state/local funds in the amount of \$3,350,000 to the City Project CIP-53-513.0 budget, Fund 30300.

NOTE: See Item 336 on today's docket and the Redevelopment Agency Agenda of Tuesday, March 29, 1994 for companion items.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A039-069.)

CONSENT MOTION BY VARGAS TO ADOPT THE RESOLUTIONS AND INTRODUCE THE ORDINANCES FOR ITEMS 330, 331, 333, 334, 335 AND 336. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea

(Warden's vote for Item 330: "ineligible" for the Miramar Ranch North Community Plan and "yea" on all other Community and Precise Plans), Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-336:

SUBJECT: Condemnation action in connection with Crosby Street Widening - Harbor Drive to I-5.

(See City Manager Report CMR-94-62. Barrio Logan Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1260) ADOPTED AS RESOLUTION R-283634

FINDINGS MUST BE MADE AS PART OF COUNCIL ACTION.
Declaring that the public interest, convenience and necessity of the City of San Diego requires the construction, improvement, operation and maintenance of a public street or streets and incidents, together with the right-of-way for the right of ingress and egress over, under, along, and across portions of

Blocks 82, 83, 95, 129, 140 and 141 of Mannasse and Schiller's Subdivision in the City of San Diego, together with a portion of Blocks 81 and 82 of San Diego Land and Town Company's Addition to San Diego; and that the public interest, convenience and necessity demand the acquisition of fee title to and easements in the property for the widening of Crosby Street to four lanes from Harbor Drive to I-5, together with right-of-way for the right of ingress and egress over, under, along and across the property; directing the City Attorney to commence an action in the Superior Court of the State of California, for the purpose of condemning and acquiring the property and easements and acquiring immediate possession.

Subitem-B: (R-94-1271) ADOPTED AS RESOLUTION R-283635

Authorizing the expenditure of not to exceed \$2,400,000 from Prop "A" Fund 30300, Object Account 4638, Job Order 521395 (CIP-52-513.0), for costs related to

condemnation of fee title and easement interests in connection with the Crosby Street Widening and Enhancement Project, Kearny Avenue to Harbor Drive.

Subitem-C: (R-94-1337) ADOPTED AS RESOLUTION R-283636

Stating for the record that the City Council has reviewed and considered Environmental Impact Report DEP-90-0133, in connection with the Crosby Street Widening project.

Aud. Cert. 9400883.

NOTE: See Item 335 on today's docket for a companion item.

FILE LOCATION: MEET F-6857

COUNCIL ACTION: (Tape location: A039-069.)

Hearing began at 11:16 a.m. and halted at 11:17 a.m.

CONSENT MOTION BY VARGAS TO ADOPT THE RESOLUTIONS AND INTRODUCE THE ORDINANCES FOR ITEMS 330, 331, 333, 334, 335 AND 336. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea (Warden's vote for Item 330: "ineligible" for the Miramar Ranch North Community Plan and "yea" on all other Community and Precise Plans), Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-337:

SUBJECT: Two actions related to Contracts for City of San Diego Towing Services.

(See City Manager Report CMR-93-305; letter dated 2/4/94 from Paul A. and Matthew A. Peterson, and letter dated 1/25/94 from J. Michael McDade/Scott Harvey.)

TODAY'S ACTIONS ARE:

Subitem-A: NOTED AND FILED

Consideration of the protests by Mike Moore's Towing, Star Towing and SDPTO of the award of tow truck contracts by the City of San Diego.

Subitem-B: (R-94-663 Rev.) ADOPTED AS SUBSTITUTE
RESOLUTION R-283643

Adoption of a Resolution authorizing the City Manager to execute contracts with San Diego Police Tow Operators, Inc., Allied Gardens Towing, Tom Moynahan, and with Sevel Garage and Service Station, for providing towing services for the City.

CITY MANAGER'S RECOMMENDATION:

Adopt the resolution in Subitem B awarding the contracts to San Diego Police Tow Operators, Inc., Allied Gardens Towing, Tom Moynahan, and with Sevel Garage and Service Station.

OTHER RECOMMENDATIONS:

Public Services and Safety Committee's Recommendation: On 2/9/94, PS&S voted 5-0 to send this matter to full City Council without a recommendation (Councilmembers Roberts, Kehoe, Stevens, McCarty, and Vargas voted yea.)

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: C290-G421.)

Motion by Roberts to reduce the proposed tow rate fee schedule to \$72, eliminate the Central Dispatch Center, and obtain the data that is needed in a different way. Direct the City Manager to negotiate with SDPTO based on their tenth proposal to see that we get the dollars that we talked about to maximize the return, and to get on with this contract. Second by Kehoe. Vote not taken. Substitute Motion by Warden to support Council Member Roberts' fee proposal of \$72, but to follow the City Manager's recommendation, as proposed, authorizing the City Manager to execute contracts with San Diego Police Tow Operators, Inc., Allied Gardens Towing, Tom Moynahan, and Sevel Garage and Service Station for towing services for the district. Second by McCarty. Motion withdrawn.

SUBSTITUTE MOTION BY WARDEN TO DIRECT THE CITY MANAGER TO COME BACK TO COUNCIL WITHIN 30 DAYS WITH A NEW RFP (REQUEST FOR PROPOSAL) FOR THIS PROJECT WITH A \$72 AMOUNT. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-nay, Kehoe-nay, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Tuesday, March 29, 1994**

Page 16

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 5:32 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: G422).